



DOCKET NO. SC12888TH

UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S) William C. Moyer et al. GROUP ART UNIT: 2188
APPLN. NO.: 10/631,136 EXAMINER: Unknown
FILED: July 31, 2003
TITLE: PREFETCH CONTROL IN A DATA PROCESSING SYSTEM

Certificate of Mailing

Date of deposit: 1-7-05

I hereby certify that this paper is being deposited with the United States Postal Service on the date indicated above, as first-class mail, with sufficient postage attached thereto, in an envelope addressed to the Commissioner for Patents, Alexandria, VA 22313.


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Pat Thomas

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PETITION IN RESPONSE TO NOTICE OF OMITTED ITEM(S)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants received a Notice of Omitted Items (mailed November 8, 2004) indicating that page 22 of the specification appears to have been omitted. However, Applicants contend that the entire specification, including page 22, was in fact deposited in the U.S. Patent and Trademark Office (USPTO). Therefore, Applicants are filing this Petition (along with the appropriate fee), a copy of the Notice, and evidence of such deposit within 2 months of the mailing date of the Notice. Submitted concurrently herewith is a copy of the full 26 page specification and a copy of the return receipt postcard indicating that 26 pages of specification were sent (specification, claims and abstract) and received by the USPTO, as evidenced by the USPTO's sticker on the postcard providing both a serial number and a filing date and thus acknowledging receipt of all the papers listed on the postcard. Therefore, Applicants request that the filing date of July 31,

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Also, on the same date the Notice of Omitted was mailed, the USPTO mailed a Withdrawal of Previously Sent Notice which states that "the Notice mailed on 02/10/2004 was sent in error and is hereby withdrawn." The Withdrawal further states that a corrected Notice is enclosed.

Applicants are unsure as to which notice was sent in error, since the Notice of Omitted Items was mailed on November 8, 2004, and not 02/10/2004. However, note that on 02/10/2004, the USPTO mailed a Filing Receipt, and Applicants, in response, mailed a Request to Correct Filing Receipt on September 9, 2004, after which the USPTO mailed an updated filing receipt on November 8, 2004. Therefore, Applicants are submitting a copy of the Withdrawal of Previously Sent Notice, as requested in the Withdrawal itself along with this Petition. However, Applicants believe that the current Petition in Response to Notice of Omitted Item(s), as explained in the previous paragraph, addresses the Withdrawal as well.

The Commissioner is hereby authorized to charge Deposit Account 503079, Freescale Semiconductor, Inc. for the fee of \$130.

Respectfully submitted,

SEND CORRESPONDENCE TO:

Freescale Semiconductor, Inc.
Law Department

Customer Number: 23125

By: 

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